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9 Attorneys for United States of America

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,	)	No. CR 19-0342 EMC
14	)	
15 Plaintiff,	)	
16 v.	)	<del>[PROPOSED]</del> ORDER EXCLUDING TIME FROM
17 BENJAMIN SMITH PEARSALL,	)	THE SPEEDY TRIAL ACT CALCULATION
18 Defendant.	)	
19	)	

20 Defendant Benjamin Smith Pearsall, represented by his attorney, Ellen Leonida, and the  
21 Government, represented by Alexis Loeb, appeared before the Court on October 16, 2019 for a status  
22 hearing. The Court set a change-of-plea hearing for November 13, 2019. For the reasons stated on the  
23 record, the parties and the Court agreed that it would be appropriate for time be excluded under the  
24 Speedy Trial Act between October 16, 2019 and November 13, 2019, for effective preparation by  
25 counsel.

26 Therefore, the Court finds and holds that the time between October 16, 2019, and November 13,  
27 2019, is excluded under the Speedy Trial Act. Failure to grant the requested continuance would deny  
28 defense counsel the reasonable time necessary for effective preparation, taking into account the exercise

1 of due diligence. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The ends of justice served by granting the  
2 requested continuance outweigh the best interests of the public and the defendant in a speedy trial and in  
3 the prompt disposition of criminal cases. *See id.* § 3161(h)(7)(A).

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5 IT IS SO ORDERED.



EDWARD M. CHEN  
United States District Judge

6 Dated: October 18, 2019  
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